

Altera Law Group, LLC

Intellectual Property Law

6500 City West Parkway - Suite 100, Minneapolis, MN 55344-7704 USA

FACSIMILE TRANSMISSION COVER SHEET

FROM: Altera Law Group, LLC

PHONE NO.: 952-253-4100

INTERNET: mail@AlteraLaw.com

FAX NO.: 952-912-0574

July 23, 2004

Fax No.: (703) 872-9306

Pages: 23

Phone No.: (571) 272-0917

TO: Commissioner for Patents and
Trademarks

FROM: Hallie A. Finucane

ATTN: Examiner Leon B. Lankford, Jr
Alexandria, VA 22313-1450

Applicant: Ogle, et al.

Serial No.: 10/008430

Filed: November 13, 2001

Group Art Unit: 1651

Docket No.: 01610.0039-US-01

Title: MEDICAL DEVICES THAT STIMULATE GROWTH FACTOR PRODUCTION

Documents Transmitted:

This Facsimile Transmission Cover Sheet (1 page)

RCE Transmittal and Fee Authorization, in duplicate (4 pages)

Petition for Extension of Time under 37 CFR §1.136(a) (1 page)

Response Accompanying RCE (17 pages)

Respectfully submitted,

Altera Law Group, LLC
Customer No. 22865

Date: July 23, 2004

By:



Hallie A. Finucane

Reg. No. 33,172

HAF/mar

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office, Fax No. (703) 872-9306, on July 23, 2004.

Hallie A. Finucane

Name of Person Signing This Certificate



Signature

If you did NOT receive all of the pages, please call us in the U.S.A. at 952-253-4100 or fax us at 952-912-0574.

This transmission contains information that is confidential and/or legally privileged. It is intended for use only by the person to whom it is directed. If you have received this telccopy in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us.

Serial No. 10/008430

PATENT

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL
AND FEE TRANSMITTAL

Applicant: Ogle, et al. Examiner: Leon B. Lankford, Jr.
Serial No.: 10/008430 Group Art Unit: 1651
Filed: November 13, 2001 Docket No.: 01610.0039-US-01
Title: MEDICAL DEVICES THAT STIMULATE GROWTH FACTOR
PRODUCTION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark
Office, Fax No. (703) 872-9306 on July 23, 2004.

Hallie A. Finucane
Name of Person Signing This Certificate

Hallie A. Finucane
Signature

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. This is a request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.
2. The following are submitted under 37 C.F.R. §1.114.
 - a. ☐ Previously Submitted
 - ☐ Amendment/Reply under 37 C.F.R. §1.116 previously filed on
 - ☐ Appeal Brief previously filed on
 - ☐ Reply Brief previously filed on
 - ☐ Other
 - b. ☒ Enclosed
 - ☒ Response Accompanying Request for Continued Examination Under 37 CFR § 1.114
 - ☐ Affidavit(s)/Declaration(s)
 - ☐ Information Disclosure Statement
 - ☒ Petition for Extension of Time
 - ☐ Other:
3. Miscellaneous
 - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of months.
 - b. ☐ Other:

4. Fees


- a. ☐ Check(s) for required fees
- | | | | |
|----|--------------------------|----------------------------|--------------------------------------|
| 1. | <input type="checkbox"/> | Check in the amount of for | RCE filing fee. |
| 2. | <input type="checkbox"/> | Check in the amount of | for request for suspension of action |
| 3. | <input type="checkbox"/> | Check in the amount of | for an Extension of Time |
| 4. | <input type="checkbox"/> | Other: | |
- b. ☒ The Commissioner is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account number 50-1038. A duplicate copy of this form is enclosed.
- | | | |
|----|-------------------------------------|--|
| 1. | <input checked="" type="checkbox"/> | The RCE fee of \$770.00 required under 37 CFR 1.17(e). |
| 2. | <input type="checkbox"/> | The request for suspension of action |
| 3. | <input type="checkbox"/> | The Extension of Time for months |
| 4. | <input type="checkbox"/> | Other: |
- c. ☐ Payment is made via credit card. (Form PTO-2038 is enclosed)
- d. ☒ Authorization is hereby given to charge any fees that relate to the filing of this RCE and are necessary to avoid abandonment of this application, or credit any overpayments, to Deposit Account Number 50-1038. If an extension of time for replying is necessary, the undersigned hereby petitions therefor.

Respectfully submitted,

Altera Law Group, LLC
Customer No. 22865

Date: July 23, 2004

By:


Hallie A. Finucane
Reg. No. 33,172
HAF/mar

Serial No. 10/008430

PATENT

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL
AND FEE TRANSMITTAL

Applicant:	Ogle, et al.	Examiner:	Leon B. Lankford, Jr.
Serial No.:	10/008430	Group Art Unit:	1651
Filed:	November 13, 2001	Docket No.:	01610.0039-US-01
Title:	MEDICAL DEVICES THAT STIMULATE GROWTH FACTOR PRODUCTION		

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office, Fax No. (703) 872-9306 on July 23, 2004.

Hallie A. Finucane
Name of Person Signing This Certificate

Hallie A. Finucane
Signature

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. This is a request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.
2. The following are submitted under 37 C.F.R. §1.114.
 - a. ☐ Previously Submitted
 - ☐ Amendment/Reply under 37 C.F.R. §1.116 previously filed on
 - ☐ Appeal Brief previously filed on
 - ☐ Reply Brief previously filed on
 - ☐ Other:
 - b. ☒ Enclosed
 - ☒ Response Accompanying Request for Continued Examination Under 37 CFR § 1.114
 - ☐ Affidavit(s)/Declaration(s)
 - ☐ Information Disclosure Statement
 - ☒ Petition for Extension of Time
 - ☐ Other:
3. Miscellaneous
 - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of months.
 - b. ☐ Other:

4. Fees

a. ☐ Check(s) for required fees

- | | | | |
|----|--------------------------|----------------------------|--------------------------------------|
| 1. | <input type="checkbox"/> | Check in the amount of for | RCE filing fee. |
| 2. | <input type="checkbox"/> | Check in the amount of | for request for suspension of action |
| 3. | <input type="checkbox"/> | Check in the amount of | for an Extension of Time |
| 4. | <input type="checkbox"/> | Other: | |

b. ☒ The Commissioner is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account number 50-1038. A duplicate copy of this form is enclosed.

- | | | |
|----|-------------------------------------|--|
| 1. | <input checked="" type="checkbox"/> | The RCE fee of \$770.00 required under 37 CFR 1.17(e). |
| 2. | <input type="checkbox"/> | The request for suspension of action |
| 3. | <input type="checkbox"/> | The Extension of Time for months. |
| 4. | <input type="checkbox"/> | Other: |

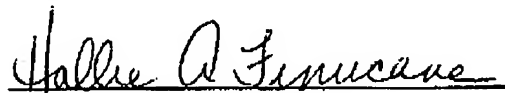
c. ☐ Payment is made via credit card. (Form PTO-2038 is enclosed)d. ☒ Authorization is hereby given to charge any fees that relate to the filing of this RCE and are necessary to avoid abandonment of this application, or credit any overpayments, to Deposit Account Number 50-1038. If an extension of time for replying is necessary, the undersigned hereby petitions therefor.

Respectfully submitted,

Altera Law Group, LLC
Customer No. 22865

Date: July 23, 2004

By:

Hallie A. Finucane
Reg. No. 33,172
HAF/mar

Serial No.: 10/008430

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ogle, et al. Examiner: Leon B. Lankford, Jr.
Serial No. 10/008430 Group Art Unit: 1651
Filed: November 13, 2001 Docket No. 01610.0039-US-01
Title: MEDICAL DEVICES THAT STIMULATE GROWTH FACTOR
PRODUCTION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office, Fax No. (703) 872-9306 on July 23, 2004.

Hallie A. Finucane
Name of Person Signing This Certificate

Signature

Hallie A. Finucane

**PETITION FOR EXTENSION OF TIME
UNDER 37 C.F.R. §1.136(a)**

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request under 37 C.F.R. §1.136(a) to extend the period for filing a response to the Office Action dated March 23, 2004. This is a request for a one-month extension of time from June 23, 2004 to July 23, 2004. Please charge Deposit Account Number 50-1038 the amount of \$110.00, to cover the required fee for this extension fee for a large entity.

Please consider this a petition to extend the time to respond if an additional extension of time is deemed necessary by the Office. Authorization is hereby given to charge Deposit Account Number 50-1038 if such additional extension is necessary.

Respectfully submitted,

Altera Law Group, LLC
Customer No. 22865

Date: July 23, 2004

By:

Hallie A. Finucane

Hallie A. Finucane
Reg. No. 33,172
HAF/mar